

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF  
TUESDAY, APRIL 20, 2004  
AT 9:00 A.M.  
IN THE COUNCIL CHAMBERS - 12TH FLOOR

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**CHRONOLOGY OF THE MEETING:**

The meeting was called to order by Mayor Murphy at 10:14 a.m. Mayor Murphy introduced Dr. Mark Goldstein, President of the San Diego Humane Society, who presented an endowment check to the City of San Diego. Mayor Murphy recessed the meeting at 11:10 a.m. for the purpose of a break. Mayor Murphy reconvened the meeting at 11:19 a.m. with all Council Members present. The meeting was recessed by Mayor Murphy at 12:01 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor Murphy at 2:17 p.m. with all Council Members present. Mayor Murphy introduced Chris Seistrup, Vice President of Fireman's Fund Insurance Company, who donated a check to the City of San Diego to help support a safety program. Mayor Murphy adjourned the meeting at 3:53 p.m. immediately into Closed Session in the twelfth floor conference room to discuss existing litigation and property acquisition matters.

**ATTENDANCE DURING THE MEETING:**

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present

(7) Council Member Madaffer-present

(8) Council Member Inzunza-present

Clerk-Abdelnour (ek/gS)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Murphy-present
- (1) Council Member Peters-present
- (2) Council Member Zucchet-present
- (3) Council Member Atkins-present
- (4) Council Member Lewis-present
- (5) Council Member Maienschein-present
- (6) Council Member Frye-present
- (7) Council Member Madaffer-present
- (8) Council Member Inzunza-present

NON-AGENDA COMMENT:

PUBLIC COMMENT-1:

Daniel Coffey commented regarding the integrity of candidates running for office and how funds are used by these candidates.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:20 a.m. - 10:22 a.m.)

**PUBLIC COMMENT-2:**

Don Stillwell spoke about prayer and the U.S. Constitution, and recited the Lord's Prayer.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:23 a.m. - 10:24 a.m.)

**PUBLIC COMMENT-3:**

Peggy Mazzella stated her views regarding the Zoo Promenade Project and its effects on parking and traffic.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:25 a.m. - 10:27 a.m.)

**PUBLIC COMMENT-4:**

Ian Trowbridge drew the City Council's attention to the forensic advisory services provided by San Diego Data Processing Corporation and the services of ArtStreet Interactive.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:28 a.m. – 10:31 a.m.)

**PUBLIC COMMENT-5:**

Steve McWilliams outlined the history of maintaining a place for marijuana manufacture in the City of San Diego

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:32 a.m. – 10:34 a.m.)

**PUBLIC COMMENT-6:**

Arleen Freeman related her views regarding the conditions in Yanti, China, and the plight of Falun Gong practitioners due to their persecution. Her request was to place the subject on the City Council docket for discussion.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:35 a.m. – 10:38 a.m.)

**PUBLIC COMMENT-7**

Sandy Summers spoke on Uncle Sandman and the little people.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:39 a.m. – 10:42 a.m.)

**PUBLIC COMMENT-8:**

Gregorie Kay Hedgley-Garber shared her ideas which pertained to professional management and health care.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Time duration: 10:43 a.m. – 10:44 a.m.)

**COUNCIL COMMENT:**

**COUNCIL COMMENT-1:**

Mayor Murphy drew attention to the news report which stated that San Diego is one of the nine most livable cities in the United States.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 10:45 a.m. – 10:46 a.m.)

**COUNCIL COMMENT-2:**

Council Member Atkins commended various individuals and organized groups who volunteered their time last weekend to rehabilitate a cottage complex. Miss Atkins also cited the Azalea Park Recreation Center which was painted, and the grounds weeded and planted with new flowers. She stated that the Metro Career Center was opened in her district, and thanked Council Member Jim Madaffer for his early support on the project. Miss Atkins also pointed out that this was one of the Smart Growth projects. Council Member Atkins then responded to Peggy Mazzella's concerns regarding the Zoo Promenade Project, and stated that analyses will be provided and the project monitored, and the results given to various committees for study.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 10:47 a.m. – 10:54 a.m.)

**COUNCIL COMMENT-3: REFERRED TO THE CITY MANAGER**

Council Members Frye commented regarding 1) enforcing Storm Water codes pertaining to fecal matter left behind by animals in the City, including horses. Council Member Frye directed the City Manager to take steps to enforce the Code and contact the appropriate departments; 2) the Linda Vista Multi-Cultural Parade and Fair to be held this weekend and that all are invited to attend. For further information, telephone (858) 560-0871.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 10:55 a.m. – 10:58 a.m.)

**COUNCIL COMMENT-4:**

Council Member Jim Madaffer introduced Jan Eby, Open Space Inspector, and Ann Hix, and commented on their fire-prevention efforts. As part of a brush-management program, goats were brought in to clear the land in fire-danger areas. The goats will be used to augment City staff workers. Council Member Madaffer stated that neighborhoods are now circulating petitions to urge the use of this process in the future on a contract basis.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 11:01 a.m. – 11:09 a.m.)

**CITY MANAGER COMMENT:**

None.

**CITY ATTORNEY COMMENT:**

None.

ITEM-330: Special Hearing - FY 2005 Community Development Block Grant (CDBG) Program Funding.

The purpose of this special hearing is to receive public testimony on requests for Fiscal Year 2005 Community Development Block Grant Program funding allocations.

The special hearing will be closed at the end of public testimony. The resolution in Subitem-B will be continued to April 26, 2004, for Council discussion and decisions regarding the distribution of available funds.

**CITY MANAGER'S RECOMMENDATION:**

Hold the public hearing in Subitem A, close the hearing at the conclusion of public testimony; and continue Subitem B to April 26, 2004:

Subitem-A: HEARING HELD

Special Hearing - FY 2005 Community Development Block Grant (CDBG) Program Funding.

Public Testimony will be heard in the following order:

- 1 - CDBG Applications 1-152 in the order in which they are numbered.
- 2 - Other Testimony.

Subitem-B: (R-2004-1037) CONTINUED TO MONDAY, APRIL 26, 2004

**NOTE:** Subitem B will be continued to April 26, 2004, at the conclusion of today's public hearing.

Approving and appropriating the funding allocations for the FY 2005 Community Development Block Grant (CDBG) Program, contingent upon certification of funds availability by the City Auditor and Comptroller, and that those projects funded are to be incorporated into the City's FY 2005 CDBG Action Plan;

Authorizing the City Manager to submit the FY 2005 - 2009 Consolidated CDBG Action Plan to the U.S. Department of Housing and Urban Development, and upon acceptance, execute a grant agreement for Federal Fiscal Year 2004 Community Development Block Grant (CDBG), Emergency Shelter Grant (ESG), Housing Opportunities for People with Aides (HOPWA), and HOME Investment Partnership (HOME), and the American Dream Downpayment Initiative (ADDI) Funds;

Authorizing the City Manager to negotiate and execute agreements with all programs approved for funding, contingent upon certification of funds availability by the City Auditor and Comptroller;

Authorizing the City Auditor and Comptroller to reprogram funding from prior year CDBG funded projects to FY 2005 projects, as adopted by City Council, contingent upon certification of funds availability by the City Auditor and Comptroller;

Authorizing the Executive Director of the San Diego Housing Commission to negotiate and execute agreements with all funded programs whose allocations the City Manager asks the San Diego Housing Commission to administer, contingent upon certification of funds availability by the City Auditor and Comptroller.



**CITY MANAGER SUPPORTING INFORMATION:**

The purpose of the public hearing is to hear testimony on the FY 2005 Community Development Block Grant (CDBG) program. There are 152 CDBG applications. Each CDBG application has been assigned a number and the applicant will be invited to testify in numerical order. At the conclusion of the CDBG testimony, general program and other comments will be heard. The hearing will then be closed and the remainder of the item (Subitem-B) will be continued to April 26, 2004, at which time Council discussion and funding decisions will occur.

**FISCAL IMPACT:**

Funds are available from the Community Development Block Grant Program to cover the costs of these programs.

Herring/Cunningham/ELL

**FILE LOCATION:**

SUBITEM A: MEET;  
SUBITEM B: NONE

**COUNCIL ACTION:**

(Time duration: 11:19 a.m. – 12:01 p.m.;  
2:17 p.m. – 3:53 p.m.)

**NON-DOCKET ITEMS:**

None.

**ADJOURNMENT:**

The meeting was adjourned by Mayor Murphy at 3:53 p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Time duration: 3:53 p.m.)